



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
Division of Air Pollution Control
9th Floor, L&C Annex
401 Church Street
Nashville, TN 37243-1531

CERTIFIED MAIL # 7007 0220 0004 1449 8459
RETURN RECEIPT REQUESTED

SEP 28 2010

Mr. Kenneth McMullen
Vice President
Weigels
P.O. Box 650
Powell, TN 37849

Re: 01-0195-01 (63826), 01-0242-01 (63834), 05-0229-01 (63830), 32-0276-01 (63835), 45-0134-01 (63832),
53-0126-01 (63829), 62-0133-01 (63831), 78-0132-01 (63827), & 78-0133-01 (63828)

Notice of Violation

Dear Mr. McMullen:

The Division has reviewed your construction permit applications dated June 30, 2010, for modification of emission sources 01-0195-01, 01-0242-01, 05-0229-01, 32-0276-01, 45-0134-01, 53-0126-01, 62-0133-01, 78-0132-01, & 78-0133-01 (gasoline dispensing facilities). Since you did not apply for construction permits prior to commencing construction of these gasoline dispensing facilities on or about October 2007, May 2009, October 2007, May 2009, November 2008, May 2009, June 2008, October 2007, and October 2007, respectively, you are in violation of Rule 1200-03-09-.01, which requires construction permit applications to be submitted as much as four months prior to the estimated starting date of construction. Since you operated these sources on or about October 2007, May 2009, October 2007, May 2009, November 2008, May 2009, June 2008, October 2007, and October 2007, respectively, without valid operating permits, you are in violation of Rule 1200-03-09-.02(2), of the Tennessee Air Pollution Control Regulations.

The Division received applications from you dated July 8, 2010, for each emission source. Based on the review of the facts, the Technical Secretary has elected to take no further action on this Notice of Violation.

Construction permits are hereby issued for the operations described. Please note the conditions on these permits. If you have any questions regarding this correspondence, please contact Ms. Hymelia Craig at (615) 532-0531.

Sincerely,

John A. Trimmer

John A. Trimmer
Chief, East Tennessee Permit Program

JAT/HLC

cc: Knoxville Environmental Field Office
Enforcement Program
Green File
File 01-0195-01 -G2
File 01-0242-01- G2

File 05-0229-01 - G2
File 32-0276-01 - G2
File 45-0134-01 - G2
File 53-0126-01 - G2
File 62-0133-01 - G2

File 78-0132-01 - G2
File 78-0133-01 - G2
HLC